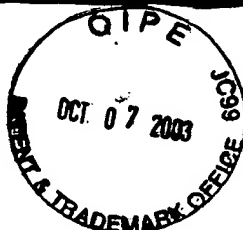


AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
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ATTORNEY DOCKET NO. 10991682-1

AFI 2882.3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Sorin

Serial No.: 09/488,149

Examiner: Wang

Filing Date: January 20, 2000

Group Art Unit: 2882

Title: SYSTEM AND METHOD FOR OPTICAL HETERODYNE DETECTION OF AN OPTICAL SIGNAL THAT UTILIZES OPTICAL ATTENUATION

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, August 26, 2003, rejecting the following claims 1-20.

The fee for this Notice of Appeal (37 CFR 1.17(b)) is **\$330.00**.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)(1)-(5)) for the total number of months checked below:

<input type="checkbox"/>	one month	\$ 110.00
<input type="checkbox"/>	two months	\$ 420.00
<input type="checkbox"/>	three months	\$ 950.00
<input type="checkbox"/>	four months	\$1480.00

☐ The extension fee has already been filled in this application.

☒ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-1078** the sum of **\$330.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-1078** pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: October 2, 2003 OR

☐ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile:

Typed Name: Mark A. Wilson

Signature: Mark A. Wilson

Respectfully submitted,
Sorin

By Mark A. Wilson

Mark A. Wilson
Attorney/Agent for Applicant(s)

Reg. No. 43,994

Date: October 2, 2003

Telephone No. 925-249-1300

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